

From: ["Zach Welcker" <ZWelcker@kalispeltribe.com>](mailto:ZWelcker@kalispeltribe.com)  
To: ["Bray, Dave" <Bray.Dave@epa.gov>](mailto:Bray.Dave@epa.gov)  
["Ken Merrill" <kmerrill@kalispeltribe.com>](mailto:kmerrill@kalispeltribe.com)  
Date: 2/26/2018 2:22:19 PM  
Subject: RE: Kalispel Class I Designation

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Thanks for the update.

From: Bray, Dave [mailto:Bray.Dave@epa.gov]  
Sent: Monday, February 26, 2018 1:52 PM  
To: Zach Welcker; Ken Merrill  
Subject: RE: Kalispel Class I Designation

Hi Zach,

We were hoping to have our proposed approval published by now as well.

We're still waiting for the "green light" from the OAR Assistant Administrator Bill Wehrum.

Under our delegation from the Administrator, we need to consult with the OAR Assistant Administrator before we propose a revision to a federal implementation plan for any Reservation (which is how we codify the PSD reclassification per the Arizona court decision). We completed that consultation a few weeks ago but it ended with Bill telling Chris Hladick, our new Regional Administrator, to hold off proceeding with the rulemaking until he got back him.

So we're just treading water waiting to hear back from the AA. I ask every week whether we've heard anything but I don't think that our RA wants to ask Bill if he's ready to let us publish our proposal. It may take someone other than me and my manager to rattle the cage and get this moving.

Dave

David C. Bray  
Associate Director for Air  
Office of Air and Waste  
EPA Region 10  
Seattle, WA  
(206) 553-4253

From: Zach Welcker [mailto:ZWelcker@kalispeltribe.com]  
Sent: Monday, February 26, 2018 1:32 PM  
To: Bray, Dave <Bray.Dave@epa.gov>; Ken Merrill <kmerrill@kalispeltribe.com>  
Subject: RE: Kalispel Class I Designation

Hi Dave,

What's the status of our Class I request? We were under the impression that EPA's decision would be in the FR by now. Please advise.

Thanks,  
Zach

From: Bray, Dave [mailto:Bray.Dave@epa.gov]  
Sent: Thursday, February 08, 2018 10:18 AM

10/11/2018

To: Ken Merrill  
Cc: Zach Welcker  
Subject: RE: Kalispel Class I Designation

Hi Ken,

I'm concerned and somewhat surprised as well but for a different reason. Your request doesn't go to EPA headquarters because Region 10 has been delegated authority to approve these. Region 10 is the only Region that has such a delegation (because of the FARR) and the HQ Tribal folks should know that. We've followed the procedures in that delegation and our new Regional Administrator met with the new Assistant Administrator for Air (Bill Wehrum) last week to fulfill our obligation to consult with the AA.

The Federal Register proposing approval is ready to go and we're working on getting a space in Newport for our public hearing. At this time, we're just waiting for the green light from Bill Wehrum to move forward with the proposal.

I will touch base with the HQ tribal folks to make sure they understand where we are in the process. I wonder who the "EPA representative" was.

Dave

David C. Bray  
Associate Director for Air  
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From: Ken Merrill [mailto:kmerrill@kalispeltribe.com]  
Sent: Thursday, February 08, 2018 9:53 AM  
To: Bray, Dave <Bray.Dave@epa.gov>  
Cc: Zach Welcker <ZWelcker@kalispeltribe.com>  
Subject: Kalispel Class I Designation

Hi David,

According to Kevin Greenleaf at the Kootenai Tribe, during an NTAA Listening Session for EPA TAC's and Headquarters Indian Coordinators an EPA representative told the group that they have not had the formal request from the Tribe to R-10 sent to them yet.

I was somewhat concerned but not surprised when I heard that, and I was wondering if there any problems with the progress toward our redesignation approval.  
Thanks --Ken

Kenneth R. Merrill  
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